June 9, 2004



PATENT APPLICATION A DOCKET NO. 1932.1064-033 Expedited Procedure under 37 C.F.R. 1.116

Examining Group 1617.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

pplicants:

Chad Cori Huval, Stephen Randall Holmes-Farley, John S. Petersen and

Pradeep K. Dhal

Application No.:

10/025,184

Group:

1617

Filed:

December 19, 2001

Examiner:

Webman, Edward J.

Confirmation No.:

8481

For:

A PHARMACEUTICAL COMPOSITION FOR TREATING

HYPERCHOLESTEROLEMIA (As Amended)

#### CERTIFICATE OF MAILING

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final Rejection Under 37 C.F.R. § 1.116 for filing in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)

(COL. 2)

(COL. 3)

**SMALL ENTITY** 

OTHER THAN **SMALL ENTITY** 

|   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | PRE | HEST NO.<br>VIOUSLY<br>AID FOR | PRESENT<br>EXTRA |
|---|---|-------|-----|--------------------------------|------------------|
| TOTAL                                     | 6   | MINUS | *   | 20                             |                  |
| INDEP                                     | 2   | MINUS | **  | 3                              |                  |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |       |     |                                |                  |

| R. | ATE   | ADDIT.<br>FEE |
|----|-------|---------------|
| х  | \$ 9  | \$            |
| Х  | \$43  | \$            |
| +  | \$145 | \$            |

<u>OR</u>

|   | R. | ATE   | ADDIT<br>FEE |  |
|---|----|-------|--------------|--|
| ľ | x  | \$18  | \$           |  |
|   | х  | \$86  | \$           |  |
|   | +  | \$290 | \$           |  |

not fewer than 20

not fewer than 3

|              | ge Deposit Account f                  | No. 08-0380 for the following fees               | •      |        |
|--------------|---------------------------------------|--|--------|--------|
| [ ]          | Petition for [                        | ] month Extension of Time                        |        | \$     |
| [ ]          | Amendment Fee                         |  |        | \$     |
| [ ]          | Other Fees:                           |  |        |        |
|              |                                       |  |        | \$     |
|              |                                       |  |        | \$     |
|              |                                       |  | TOTAL: | \$0    |
|              |                                       |  |        |        |
| A check is   | enclosed in payment                   | of the following fees:                           |        |        |
| A check is   | enclosed in payment of Petition for [ | of the following fees: ] month Extension of Time |        | \$     |
| A check is   | _                                     | _  |        | \$<br> |
| A check is ( | Petition for [                        | _  |        |        |
| A check is a | Petition for [ Amendment Fee          | _  |        |        |
| A check is ( | Petition for [ Amendment Fee          | _  |        | \$     |

[X] A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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Dated: June 9, 2004



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# AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Amendment After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on April 9, 2004 in the aboveidentified application.

Please amend the application as follows: